IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE EIGHTH DAY OF JULY
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE ELIPE DHARMA RAO

WRIT PETITION NO : 14628 of 2005

Between:

1 Sri Chinta Saraiah, S/o. Chinta Venkatiah,
Labour Contract, P.S.S.S. Ltd., R/o. 25-11-118, Bapujinagar,
Kazipet, Warangal,
2 Sri R. Sarangapani, S/o. Saraiah,
Sanitory & Civil Works Labour Contracts, P.S.S.S. Ltd.,
R/o. 10-1-67, Girimojipet, Warangal,

..... PETITIONERS

AND

1 The Commissioner, Warangal Municipal Corporation, S.V.N. Road,
Warangal.
2 The Government of Andhra Pradesh, Rep. by its Secretary,
Municipal Administration & Urban Development(G2), Department,
Secretariat, Hyderabad.
3 The Divisional Co-operative Officer, Hanmakonda, Warangal,

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a direction or writ in the nature of Writ of Mandamus declaring the action of respondent Nol.1 in issuing tender notification No. F1/3129/04-05 dt. 26-9-2004 as arbitrary, illegal, and being contrary to G.O.Ms.No.30 dt. 18-1-2000 and further making selection of applicants contrary to the eligible conditions of impugned tender notification and also effecting the right to life of the members society and consequently cancel all further actions being taken by the respondent No.1 in pursuant of tender notification No. F1/3129/04-05 dt. 26-9-2004, with a suitable direction to the respondent No.1 to abide by the G.O.Ms.No. 30 dt. 18-1-2000 and may pass any order or orders as may deem fit and proper in the interest of justice.

Counsel for the Petitioner: MRS.S.THAMSHA RANI

Counsel for the Respondent No.1: MR. DURGA NAGESWARA RAO (SC FOR MPL)

Counsel for the Respondent Nos.2 and 3: G.P. for Municipal Administration &

Urban Development

The Court made the following

ORDER:

In this writ petition, petitioners seek for a Writ of Mandamus declaring the action of the 1st respondent in issuing tender notification No. F1/3129/04-05, dated 26.9.2004 as arbitrary, illegal and contrary to G.O. Ms. No. 30, dated 18.1.2000. They also seek for a consequential direction to cancel all further actions taken by the 1st respondent in pursuance of the impugned tender notification.

Admittedly, the impugned notification was issued for the year 2004-2005. Questioning the same notification, petitioners earlier filed Writ Petition No. 19488 of 2004. This Court while disposing of the said writ petition on 29.4.2005 directed the 1st respondent to allot work from out of 12 units reserved for S.C. Societies and Dwacra groups to the societies formed by the sanitary workers union as contemplated by G.O. Ms. No.30 MA, dated 18.1.2000. In pursuance of the said direction, the 1st respondent is stated to have passed certain orders allotting certain works. The petitioners have not filed the relevant material, such as number and the date of the proceedings through which the orders of allotment were passed, in the absence of which, it will be difficult for this Court to entertain the present writ petition and issue the directions as prayed for by the petitioners.

The writ petition fails and the same is accordingly dismissed. No order as to costs.

_____

(ELIPE DHARMA RAO, J)

Dated: 08.07.2005

MRKR

To

1 The Commissioner, Warangal Municipal Corporation, S.V.N. Road, Warangal.
2 The Government of Andhra Pradesh, Rep. by its Secretary, Municipal Administration & Urban Development(G2), Department, Secretariat, Hyderabad.
3 The Divisional Co-operative Officer, Hanmakonda, Warangal.

4 Two C.D.Copies.